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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Jean-Pierre Giraud

Group Art Unit: To Be Assigned

Serial No.: 09/865,792

Examiner: Steven Pollard

Filed: May 25, 2001

Attorney Docket No.: 5094.056

For: A DUAL WALL INSULATED CUP  
ASSEMBLY AND METHOD OF  
MANUFACTURING AN  
INSULATED CUP ASSEMBLYPRELIMINARY AMENDMENTThe Assistant Commissioner  
for Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

AMENDMENT

Please delete claims 1 - 8, 11, 19, 20, 22 - 28, 31, 38, 39, 42, 49 - 52, 55, and 62 - 99. Please amend claims 9, 10, 12 - 18 and 21 so that the "clean version" of claims 9, 10, 12 - 18 and 21 are:

9. A cup assembly having an open end, comprising:

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- (a) a dual wall cup assembly comprising: (i) an outer cup, consisting of a thermoplastic, with side wall, top and end, the end is closed and sealed by bottom wall and the top is open; (ii) an inner cup, consisting of a thermoplastic, with side wall, top and end, the end is closed and sealed by bottom wall; and (iii) the inner cup is configured to
- (b) be receivable within the outer cup to create a sealed gap between side wall of